

**International Business Machines Corporation  
Intellectual Property Law Department***2nd Submission*

Date

February 10, 2004

**Please Deliver to:****O.I.P.E.**

Phone Number:

**FAX NUMBER:****(703) 746-4060**

Transmitted from:

SCOTT W. REID, c/o Amira Scarborough  
Customer Number 25299  
IBM CORPORATION  
P.O. Box 12195  
Dept. 9CCA, Bldg 002  
Research Triangle Park, NC 27709-0195

Phone:

(919) 254-2687

Fax:

(919) 254-2649

**RECEIVED**

FEB 13 2004

Certificate of Facsimile under 37 C.F.R. §1.8(a)

Technology Center 2600

I hereby certify that the correspondence itemized below is being facsimile transmitted to  
(703)746-4060 to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on  
February 10, 2004

Amira Scarborough**Correspondence being transmitted for BLD920010031US2 - 10/065,526**

1. Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181(a) (2 pages)
2. Copy of Notice of Abandonment
3. Copy of post card identifying the papers filed and showing the U.S. PTO receipt stamp dated January 13, 2003.
4. Complete Response to the Notice to File Missing Parts, Filed January 7, 2002

This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the address above via the U.S. postal service. Thank you.

Total Pages 14 (including this sheet)**IBM CONFIDENTIAL**

**Practitioner's Docket No. BLD920010031US1****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Brossman et al;

Application No.: 10/065,526

Group No.: 2622

Filed: October 25, 2002

Examiner: unknown

For: Method, Apparatus and Program Product for Device Independent Print Job Ticketing

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450****PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a)  
PTO HAS NO EVIDENCE OF RECEIVING CORRESPONDENCE****RECEIVED****REQUEST**

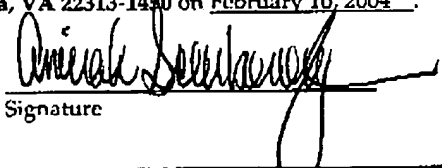
FEB 13 2004

1. Applicant requests that the abandonment in this case be withdrawn.

Technology Center 2600

**PROMPTNESS OF THIS SUBMISSION**

2. This information is being submitted promptly after applicant has learned of the abandonment on the basis of the February 2, 2004 Notice of Abandonment for failure to reply to a "November 7, 2002 Notice to File Missing Parts."

<b>Certificate of Mailing/Facsimile 37 CFR §1.8(a)</b>	
I hereby certify that this correspondence is being:	
_____ deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to the:	<input checked="" type="checkbox"/> facsimile transmitted to (703) 746 - 4060 to the:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 10, 2004.	
Amirah Scarborough Person mailing document	 Signature

BLD920010031US2  
10/065,526

Page 1 of 2

**SUBMISSION**

3. Submitted herewith is:

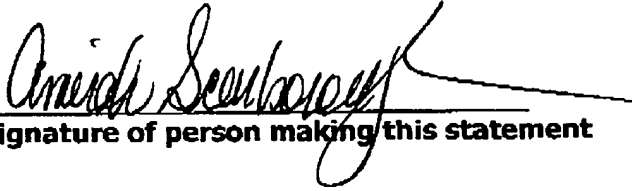
- (1) February 2, 2004 Notice of Abandonment
- (2) A copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp dated January 13, 2003.
- (3) A copy of the complete response previously filed including:
  - (a) Fee & Response to Missing Parts Notice, dated January 7, 2003 (in duplicate)
  - (b) Notice to File Missing Parts of Nonprovisional Application, dated Nov. 7, 2002
  - (c) Fully executed Declaration & Power of Attorney for Patent Application (7 pages)

**STATEMENT ATTESTING TO MAILING OF CORRESPONDENCE TO PTO**

4. I state that on January 7, 2003, I mailed the original of the attached copy of correspondence to the Commissioner for Patents, Washington, DC 20231.

Amirah Scarborough

Date: Feb. 10, 04


  
Signature of person making this statement

5. Please proceed with further examination of this application on the basis of the attached copy of the papers originally filed.

**REQUEST FOR WITHDRAWAL OF ABANDONMENT**

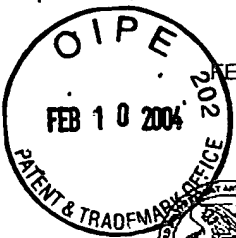
6. Acknowledgment of the active status of this application is respectfully requested.

Date: Feb. 10, 2004

  
Jeanine Ray-Yartlett  
Registration No. 39,808  
919-543-2541  
Customer No. 25299

BLD920010031US2  
10/065,526

Page 2 of 2



FEB 10 '04 13:42 FR IBM PCD IPLAW DEPT

9192542649 TO 917037464060

P.04

Page 1 of 1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/065,526	10/25/2002	Craig Duray Brossman	BLD920010031

CONFIRMATION NO. 2143

ABANDONMENT/TERMINATION  
LETTER

\*OC000000011809489\*

25299

IBM CORPORATION

PO BOX 12195

DEPT 9CCA, BLDG 002

RESEARCH TRIANGLE PARK, NC 27709

PC COMPACT  
LEGAL DEPARTMENT  
RALEIGH

04 FEB -4 10:26

Date Mailed: 02/02/2004

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 11/07/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice MUST be returned with the reply.*

RECEIVED

FEB 13 2004

Technology Center 2600

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PLEASE ACKNOWLEDGE AND RETURN

## CERTIFICATE OF EXPRESS MAIL NO. \_\_\_\_\_

DATE MAILED 1/07/2003DATE DUE: 01/07/2003

☐ APPLICATION  
☒ DECLARATION  
☒ ASSIG. MENT & PTO 1559  
☐ DRAWINGS  
☒ MISSING PARTS  
☐ OTHER \_\_\_\_\_

☐ AMEND. & TRANS. FORM  
☐ IDS & FORM PTO 1449  
☐ PET. FOR EXT. OF TIME  
☐ ISSUE FEE  
☐ CERT. OF MAILING

DOCKET: BLD9 20010031US2  
INTL. FILING DATE: \_\_\_\_\_

SER. NO. 10/065,526  
INTL. APPLN/NO. \_\_\_\_\_

IN RE APPLICATION OF: Brossman et alTITLE OF APPLICATION: Method & Apparatus & Program...PGS. OF SPEC: 0 NO. OF CLAIMS: 0 SHTS OF DWGS: 0

TOTAL CHARGES: \$170 DEPOSIT ACCT. NO. 09-1990  
ATTORNEY: SW

RECEIVED

FEB 13 2004

Technology Center 2600

PLEASE ACKNOWLEDGE AND RETURN

## CERTIFICATE OF EXPRESS MAIL NO. \_\_\_\_\_

DATE MAILED 1/07/2003DATE DUE: 01/07/2003

☐ APPLICATION  
☒ DECLARATION  
☒ ASSIG. MENT & PTO 1559  
☐ DRAWINGS  
☒ MISSING PARTS  
☐ OTHER \_\_\_\_\_

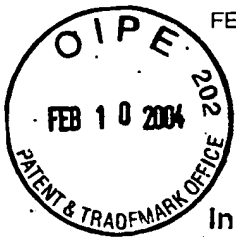
☐ AMEND. & TRANS. FORM  
☐ IDS & FORM PTO 1449  
☐ PET. FOR EXT. OF TIME  
☐ ISSUE FEE  
☐ CERT. OF MAILING

DOCKET: BLD9 20010031US2  
INTL. FILING DATE: \_\_\_\_\_

SER. NO. 10/065,526  
INTL. APPLN/NO. \_\_\_\_\_

IN RE APPLICATION OF: Brossman et alTITLE OF APPLICATION: Method & Apparatus & Program...PGS. OF SPEC: 0 NO. OF CLAIMS: 0 SHTS OF DWGS: 0

TOTAL CHARGES: \$170 DEPOSIT ACCT. NO. 09-1990  
ATTORNEY: SW



FEB 10 '04 13:25 FR IBM TCD IPLAW DEPT

9192542649 TO 917037464060

P.03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re application of

Group Art Unit: 2622

Brossman et al;

Examiner: unknown

Serial Number: 10/065,526

Customer 25299

Filed: Oct. 25, 2002

Title: METHOD, APPARATUS AND PROGRAM PRODUCT FOR DEVICE INDEPENDENT  
PRINT JOB TICKETING

FEE & RESPONSE TO MISSING PARTS NOTICE

Commissioner of Patents  
Washington, D. C. 20231

RECEIVED

FEB 13 2004

Dear Sir:

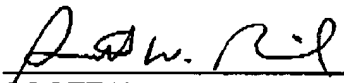
Technology Center 2600

In response to the Notice to File Missing Parts of Application dated Nov. 7, 2002, please find a signed Declaration and Power of Attorney for the above stated Patent Application. Also enclosed is a fully executed Assignment and an Assignment Recordation form, PTO 1595.

Please consider this letter your authorization to charge the \$130 fee to deposit account #09-1990. A duplicate copy of this letter is enclosed.

Respectfully submitted,

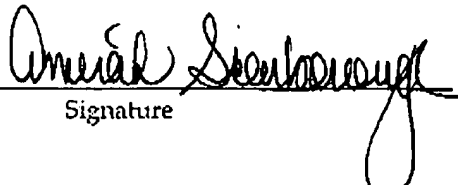
Adjustment date: 05/10/2005 HNGUYEN  
02/11/2004 HLE333 00000096 091990 10065526  
01 FC:1051 130.00 CR

  
SCOTT W. REID  
Registration No. 42098  
Telephone No.: (919) 254-1085

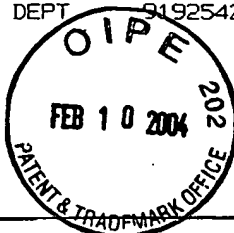
Certificate of Mailing § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on 1/07/2003.

Amitah Scarborough  
Person mailing document

  
Signature

BLD920010031US2

Commissioner for Patents  
Washington, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/065,526	10/25/2002	Craig Duray Brossman	BLD920010031

25299

IBM CORPORATION  
PO BOX 12195  
DEPT 9CCA, BLDG 002  
RESEARCH TRIANGLE PARK, NC 27709PC COMPANY  
LEGAL DEPARTMENT  
RALEIGH

CONFIRMATION NO. 2143

FORMALITIES LETTER



\*OC000000009071830\*

02 NOV 11 A11 48

Date Mailed: 11/07/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

RECEIVED

FEB 13 2004

Technology Center 2600

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

02/11/2004 HLE333 00000096 091990 10065526

01 FC:1051 130.00 00

*A copy of this notice **MUST** be returned with the reply.*Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE